

***United States Court of Appeals  
for the Second Circuit***



**APPENDIX**





*Orig w/ affidavit of mailing*

**75-2067**

*B  
P/S*

**United States Court of Appeals**

**FOR THE SECOND CIRCUIT**

**Docket No. 75-2067**

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HAROLD SHATZ,  
*Petitioner-Appellant,*  
—against—

UNITED STATES OF AMERICA,  
*Respondent-Appellee.*

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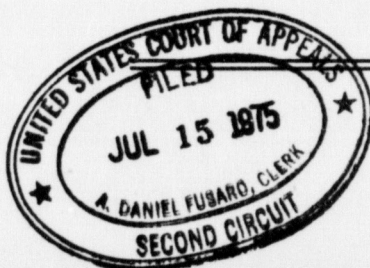
ON APPEAL FROM THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK

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**GOVERNMENT'S APPENDIX**

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DAVID G. TRAGER,  
*United States Attorney,  
Eastern District of New York.*



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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
UNITED STATES OF AMERICA, :  
-against- :  
EDWARD BRUGMAN, :  
Defendant. :  
-----X

72-CR-465

United States Courthouse  
Brooklyn, New York  
July 31, 1972  
10:00 o'clock A.M.

B e f o r e :

HONORABLE JACK B. WEINSTEIN, U.S.D.J.

WINFRED D. LEWIS  
Official Court Reporter



1 A P P E A R A N C E S:

2 ROBERT A. MORSE, ESQ.,  
3 United States Attorney for  
4 the Eastern District of New York

5 BY: STEVEN BEHAR, ESQ.,  
6 Assistant United States Attorney

7 DAVID MC CARTHY, ESQ.,  
8 Legal Aid Society  
9 Attorney for the Defendant.

10 \* \* \*

1 THE COURT: Yes, I will hear you.

2 You have read the superceding information?

3 MR. MC CARTHY: Yes, Your Honor, I have  
4 read it, and I have read it to Mr. Brugman.

5 THE COURT: Do you understand it?

6 THE DEFENDANT: Yes, sir.

7 THE COURT: How old are you?

8 THE DEFENDANT: Twenty-five.

9 THE COURT: Have you had high school educa-  
10 tion?

11 THE DEFENDANT: No.

12 THE COURT: How much education have you had?

13 THE DEFENDANT: Seventh Grade.

14 THE COURT: Do you read?

15 THE DEFENDANT: Pretty good.

16 THE COURT: Were you working before you were  
17 put in the House of Detention?

18 THE DEFENDANT: No.

19 THE COURT: What were you doing?

20 THE DEFENDANT: Stealing.

21 THE COURT: Do you take drugs?

22 THE DEFENDANT: Yes.

23 THE COURT: When did you take drugs last?

24 THE DEFENDANT: When I got arrested.  
25



Brugman

4

THE COURT: When was that?

A

4

THE DEFENDANT: October the 18th.

THE COURT: You haven't had it since then?

THE DEFENDANT: I had methadone at Atlantic Avenue.

THE COURT: When did they take you off methadone?

THE DEFENDANT: I -- sometime in late October.

THE COURT: You haven't had it since?

THE DEFENDANT: No.

THE COURT: Have you had any medication at all?

THE DEFENDANT: I get sleeping pills, you know, West Street, but that's all.

THE COURT: When did you take it last?

THE DEFENDANT: Last night.

THE COURT: How many pills did you take?

THE DEFENDANT: Two.

THE COURT: Did you sleep all right?

THE DEFENDANT: Yes.

THE COURT: How do you feel now?

THE DEFENDANT: Good.

THE COURT: Rested?

1 THE DEFENDANT: Rested. A 5

2 THE COURT: Do you feel rested now?

3 THE DEFENDANT: Yes.

4 THE COURT: Is your mind clear?

5 THE DEFENDANT: Yes.

6 THE COURT: Are you drowsy at all?

7 THE DEFENDANT: No.

8 THE COURT: Have you discussed this with your  
9 client this morning and in your opinion, is his  
10 mind clear, and is he capable of understanding the  
11 nature of these proceedings?

12 MR. MC CARTHY: Yes, your Honor.

13 THE COURT: Has anybody made any threats or  
14 promises to you?

15 THE DEFENDANT: No, sir.

16 THE COURT: Let me read you this superceding  
17 information: On or about and between the first day  
18 of October, 1971 and the 19th of October, 1971, you  
19 knowingly and willfully conspired with Efrain Rodriguez,  
20 Harold Schatz and John Arroyo to enter the branch  
21 office of the Manufacturer's Hanover Trust Company,  
22 1797 Pitkin Avenue, Brooklyn, New York, whose  
23 whose deposits were insured by the Federal Deposit  
24 Insurance Corporation, with the intent to commit  
25



1 a felony by extortion, and in furtherance of the<sup>A 6</sup>  
2 conspiracy you and Efrain Rodrigues, Harold Schatz  
3 and Joh Arroyo had conversations concerning a plan  
4 to obstruct, delay and effect commerce by an extor-  
5 tion?

6 Tell me what you did on that day?

7 THE DEFENDANT: Well we made a plan to take  
8 the money from this bank and the way the plan was,  
9 I was supposed to go in the bank and take a look  
10 at the guy's face, you know, and then wait for him  
11 until he come out, you know, and then I follow him  
12 to his car and take his license number down, and  
13 this way I give it to Schatz and he traces it where  
14 he live.

15 Then from there we plan to go and find out,  
16 you know, who he live with, you know, and then hold  
17 them people hostage and demand some money from the  
18 guy.

19 THE COURT: Now, you're entitled to a full  
20 trial here and if you are tried, what you have just  
21 said to me would not be used against you.

22 You are entitled to a good many constitutional  
23 and other protections. Have you explained those  
24 to him?  
25

1 MR. MC CARTHY: Yes, your Honor. A

2 THE COURT: Do you want to waive, that is give  
3 up all those protections?  
4

5 THE DEFENDANT: Yes.

6 THE COURT: And plead guilty?

7 THE DEFENDANT: Yes.

8 THE COURT: You can be sentenced to up to  
9 five years. How old are you now?

10 THE DEFENDANT: Twenty-five.

11 THE COURT: Twenty-five?

12 MR. MC CARTHY: Twenty-five, Judge.

13 THE COURT: Twenty-five. And fined \$10,000 in  
14 addition. I suppose theoretically you could also  
15 be sentenced under the Youth Correction Act  
16 which means you could be held a total of six years.  
17 Nobody has discussed this case with me.

18 There will be a probation report, then  
19 I will discuss it with the judges, your attorney  
20 can see the probation report if he'd like, and after  
21 we have our discussion I will hear you and  
22 your attorney, and only then will I decide what  
23 the sentence shall be. Do you understand that?

24 THE DEFENDANT: Yes.

25 THE COURT: So you could be in jail for up to



1  
2 six years.

3 Any further inquiries I ought to make?

4 MR. BEHAR: No, your Honor, just that I have  
5 a wiaver of indictment form.

6 THE COURT: Oh, superceding information.

7 Have you explained this to your client,  
8 Mr. McCarthy?

9 MR. MC CARTHY: I have explained this, your  
10 Honor. But I would like to read it to him.

11 THE COURT: Yes.

12 All right, they have been executed in my  
13 presence. How do you plead to the superceding  
14 information I just read? Guilty or not guilty?

15 THE DEFENDANT: Guilty.

16 THE COURT: All right, I accept the plea.

17 Now, you will have to get in touch with  
18 probation. He's right here. So you can start on it  
19 right away.

20 Your attorney will explain it. Are you being  
21 held in jail on another charge as well or just this?

22 THE DEFENDANT: Just this.

23 MR. MC CARTHY: He's under commitment in  
24 State Court, however. He's being held in West  
25 Street at the moment.

1  
2 MR. BEHAR: He's presently residing at Sing  
3 Sing and is at West Street.

4 THE COURT: Well, why don't we get him back  
5 to Sing Sing so he can get as much time as he can  
6 for the State sentence.

7 MR. BEHAR: The defendant has indicated a  
8 desire to remain at West Street because of some  
9 illness in his family.

10 THE COURT: Well, all right, we'll work it  
11 out. I don't care. Whatever is desirable from your  
12 point of view but he's better off being at Sing Sing than  
13 West Street.

14 It's a better plan than West Street, I  
15 would think.

16 All right.

\*

\*

\*



1  
2 UNITED STATES DISTRICT COURT  
3 EASTERN DISTRICT OF NEW YORK

4 -----X

5 UNITED STATES OF AMERICA, :

6 Plaintiff, :

7 -against- : 72-CR-919

8 EDWARD BRUGMAN, :

9 Defendant. :

10 -----X

11  
12 United States Courthouse  
13 Brooklyn, New York

14 October 25, 1972  
15 10:00 o'clock a.m.

16 B e f o r e :

17 HON. JACK B. WEINSTEIN,

18 U.S.D.J.  
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24 HENRY R. SHAPIRO  
25 OFFICIAL COURT REPORTER

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A p p e a r a n c e s :

ROBERT A. MORSE  
United States Attorney  
Eastern District of New York

By: STEPHEN BEHAR,  
Assistant United States Attorney

BARRY KRINSKY, ESQ.  
LEGAL AID SOCIETY  
Attorney for Defendant

\* \* \*



1  
2 THE COURT: Good morning.

3 THE DEFENDANT: Good morning.

4 MR. KRINSKY: Your Honor, the defendant  
5 is ready for sentencing.

6 Your Honor is familiar with this case,  
7 especially in light of the fact that Mr. Schatz  
8 went to trial and was convicted by a jury  
9 last week.

10 In Mr. Brugman's behalf I have read the  
11 probation report. It details the background of  
12 Mr. Brugman and that he has had a troubled  
13 background.

14 In Mr. Brugman's behalf I would say this:

15 He did testify for the Government as a  
16 witness against Mr. Schatz. My understanding  
17 of the case and the evidence in this particular  
18 case was such that there was a reasonable chance  
19 that without the testimony of Mr. Brugman it is  
20 entirely conceivable that Mr. Schatz would not  
21 have been able to have been convicted. With Mr.  
22 Brugman's testimony I understand the jury was out  
23 for some time as to whether or not they would  
24 come back with a guilty verdict. My understanding  
25 of the case and my understanding of other related

1  
2 matters involving the defendant, Mr. Schatz,  
3 was the prime mover. He was the mastermind  
4 behind this entire operation.

5 As far as Mr. Brugman's involvement in  
6 this matter is concerned, your Honor, his  
7 involvement as to what was originally Count One  
8 of the indictment was minimal. I believe the  
9 FBI's investigation corroborated our independent  
10 investigation before we entered a plea to the  
11 superseding information. We investigated it,  
12 including some investigation we conducted through  
13 our Legal Aid office in Puerto Rico, that Mr.  
14 Brugman was in fact out of the country the months  
15 preceding the first count. He was somewhat  
16 involved on a technical-legal level as to Count  
17 Two, the conspiracy. He did plead guilty to a  
18 superseding information of a five-year count.

19 Really, what we are talking about in  
20 light of the fact that Mr. Brugman is already  
21 serving a five-year state sentence - - I believe  
22 sentence was imposed in February of this year - -  
23 what we are really talking about, if jail time  
24 is to be imposed, whether it will stand alone  
25 or whether or not a recommendation will be made



1  
2 by your Honor that the sentence be deemed  
3 to run concurrently or recommend that they run  
4 concurrently.

5 THE COURT: I cannot do that. All I  
6 can do is make a recommendation to the Attorney  
7 General that he designate a state institution  
8 as the place where the federal sentence will be  
9 served. I cannot make it concurrent - - at  
10 least, I won't and I do not think I can.

11 MR. KRINSKY: I do not think your Honor  
12 has the power to order it. I do think what  
13 your Honor could do, if you were predisposed to  
14 do it, is to recommend to the Attorney General  
15 the state institution for the serving of the  
16 sentence. That is all I have to say as far as  
17 sentencing is concerned.

18 THE COURT: Do you want to say anything,  
19 Mr. Brugman?

20 THE DEFENDANT: Only that we just - -  
21 because of drugs all my life - - that's the only  
22 reason. I have no choice. I'm sorry, you know,  
23 for what I have done. The only thing that pushed  
24 me was the drugs. That's about it.

25 THE COURT: I do not consider that an

1  
2 excuse.

3 Would you want to add something else?

4 THE DEFENDANT: No, I don't say it's  
5 an excuse. Nobody forced me or put a gun  
6 behind my head or nothing. Nothing else I  
7 could do.

8 THE COURT: There are adequate treatment  
9 facilities now.

10 THE DEFENDANT: Yes.

11 MR. BEHAR: I just wanted to say:

12 One, I will go a step further than  
13 Mr. Krinsky in my estimation, but for Mr.  
14 Brugman's testimony we could not have presented  
15 the case against Mr. Schatz.

16 As I think your Honor realized, as the  
17 evidence unfolded, this was the vital link in  
18 convicting Mr. Schatz.

19 Additionally, it was Mr. Brugman's  
20 statement to the FBI which helped build the  
21 case as it progressed.

22 Also Mr. Brugman was faced with the  
23 seriousness of the consequences of his testifying  
24 when he saw one of the co-defendants refuse to  
25 testify and had heard from Mr. Schatz on prior



1  
2 occasions that nobody should testify against  
3 him, that he was a powerful man.

4 Throughout my conversations with Mr.  
5 Brugman he has steadfastly maintained to me  
6 the only reason he had been involved in crime  
7 since his youth was because of the drugs and  
8 that since his confinement in Nassau County  
9 jail he has been drug-free.

10 THE COURT: I will make a recommendation  
11 in your behalf. I will sentence you to five  
12 years which will parallel your present sentence  
13 and recommend that the Attorney General designate  
14 a state institution for the service, so that the  
15 federal and state sentences can be served  
16 simultaneously. Good luck.

17 You understand, I cannot guarantee it.  
18 It is up to the Attorney General. The United  
19 States Attorney and I will both recommend it.

20 MR. KRINSKY: Thank you.

21 THE DEFENDANT: Thank you.

22 MR. KRINSKY: I believe there is an  
23 outstanding indictment?

24 MR. BEHAR: Yes, at this time the  
25 Government would move to dismiss Indictment

1  
2 No. 72-CR-465/<sup>as</sup>against this defendant.

3 THE COURT: Motion granted.

4 MR. BEHAR: And if your Honor would  
5 permit, the Government would also move to  
6 dismiss 72-CR-465 as against Fran Rodriguez.

7 THE COURT: Motion granted.

8 MR. BEHAR: Thank you, your Honor.

9 THE COURT: Who is it outstanding against  
10 now?

11 MR. BEHAR: It is still outstanding  
12 against John Royal who is yet to be sentenced  
13 by your Honor. Mr. Schatz was convicted.

14 THE COURT: Thank you.

15 Good luck, I hope you do not come back  
16 here again.

17 \* \* \*

18

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**United States District Court**  
FOR THE  
EASTERN DISTRICT OF NEW YORK

**FILED**  
IN CLERK'S OFFICE  
U. S. DISTRICT COURT E.D. N.Y.

United States of America

v.

No. 72CR-919

★ OCT 25 1972 ★

TIME A.M. \_\_\_\_\_  
P.M. \_\_\_\_\_

EDWARD BRUGMAN

On this 25th day of October, 1972 came the attorney for the government and the defendant appeared in person and with counsel

IT IS ADJUDGED that the defendant upon his plea of guilty and the court being satisfied there is a factual basis for the plea has been convicted of the offense of violating Title 18-U.S.C. Sec. 371 in that on or about and between Oct. 1, 1971 and Oct. 19, 1971, the defendant did knowingly and wilfully conspire to enter the Branch Office of the Manufacturer's Hanover Trust Company, at 1797 Pitkin Avenue, Brooklyn, New York, the deposits of which are insured by the Federal Deposit Insurance Corporation, with intent to commit a felony therein, to wit: to obstruct, delay and affect commerce by extortion

as charged<sup>3</sup>

and the court having asked the defendant whether he has anything to say why judgment should not be pronounced, and no sufficient cause to the contrary being shown or appearing to the Court,

IT IS ADJUDGED that the defendant is guilty as charged and convicted.

IT IS ADJUDGED that the defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of five (5) years.

~~As charged and convicted~~

IT IS ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the copy serve as the commitment of the defendant.

The Court recommends commitment to a state institution, that the Attorney General shall designate, for service of sentence, so that the Federal and State sentences can be served simultaneously. Clerk.

Insert "by means of counsel, counsel" or without counsel; the court advised the defendant of his right to counsel and asked him whether he desired to have counsel appointed by the court, and the defendant thereupon stated that he waived the right to the assistance of counsel. Insert (1) "guilty and the court being satisfied there is a factual basis for the plea," (2) "not guilty, and a verdict of guilty," (3) "not guilty, and a finding of guilty," or (4) "nolo contendere," as the case may be. Insert "in count(s) number \_\_\_\_\_" if required. Enter (1) sentence or sentences, specifying counts if any; (2) whether sentences are to run concurrently or consecutively and, if consecutively, when each term is to begin with reference to termination of preceding term or to any other outstanding sentence; (3) whether defendant is to be further imprisoned until payment of the fine or fine and costs, or until he is otherwise discharged as provided by law. Enter any order with respect to suspension and probation. For use of Court to recommend a particular institution.

PLINTON CORRECTIONAL FACILITY  
LEGAL LETTER

A 19

Name Judge: Jack Weinstein  
Street & No. 225 CADMAN PLAZA EAST,  
City BKLYN, 11201, State New York

When replying sign your full name and address  
Give inmate's full name and number.

Box B,  
JANNEPORA, N. Y., 12129

Date 12/24/72

"Judge Weinstein,

SIR, I AM WRITING TO YOU CONCERNING MY FEDERAL SENTENCE. I APPEARED BEFORE YOU ON 10/25/72 FOR SENTENCING, AT THAT TIME I WAS SERVING A FIVE YEAR STATE SENTENCE. MY ATTORNEY MR. BARRY KRINSKY FROM THE LEGAL AID SOCIETY ASK YOU IF THE COURT WILL CONSIDER OF RUNNING MY SENTENCE CONC. WITH MY STATE SENTENCE. THE ASSISTANT UNITED STATE ATTORNEY, MR. BETHART, I BELIEVE THAT IS HIS NAME, ALSO ASK IF THE COURT WOULD CONSIDER OF RUNNING MY SENTENCE CONC. WITH THE STATE SENTENCE. SIR, YOU TOLD ME THAT YOU WAS SORRY BUT THAT YOU CANNOT RUN MY SENTENCE TOGETHER WITH THE STATE, THAT YOU DID NOT HAVE THE POWER TO DO SO, THAT THE ONLY ONE WHO HAVE SUCH POWER WAS THE UNITED STATES ATTORNEY, BUT THAT YOU WILL WRITE TO HIM AND RECOMMEND THE MY FEDERAL SENTENCE BE RUN CONC. WITH MY STATE SENTENCE. NOW SIR, WHEN I WAS IN SING-SING I RECEIVED A PAPER SAYING; THAT YOU SIR, SENTENCE ME TO A PERIOD OF FIVE YEARS BUT TO BE RUN CONC. WITH MY STATE SENTENCE. NOW SIR, I DON'T UNDERSTAND WHAT IS HAPPENING, I WROTE TO THE SERVICE UNIT OVER HERE AND ASK THEM TO CHECK IT OUT FOR ME, AND THEY TOLD ME THAT IT WAS TRUE, THAT MY FEDERAL SENTENCE IS RUNNING TOGETHER WITH MY STATE SENTENCE. NOW SIR, I DON'T MEAN TO BUG YOU, BUT I DON'T TRUST THESE PEOPLE HERE OR IN ANY OTHER PRISON, BUT WHEN YOU SENTENCE ME SIR, YOU DID NOT RUN MY SENTENCE CONC. WITH THE STATE, NOW THESE PEOPLE ARE TELLING ME THAT MY FEDERAL SENTENCE IS RUNNING TOGETHER WITH MY STATE SENTENCE. NOW, I KNOW I'M DOING FIVE YEARS FOR THE STATE AND WHEN I FINISH HERE I KNOW I HAVE TO DO FIVE YEARS FOR THE GOVERNMENT. NOW SIR, MY PROBLEM IS THAT I DON'T KNOW IF THESE PEOPLE ARE KIDDING ME OR WHAT, I THINK IS VERY FUNNY FOR THESE PEOPLE TO BE PLAYING WITH A MAN'S LIFE; (DON'T YOU THINK SO?) SO SIR, I LIKE TO HEAR IT ~~FROM~~

DO NOT SEND CASH OR STAMPS



STRAIGHT from <sup>the</sup> Horse mouth, (I hop you dont mind my Expression)  
Well SIR, I hop you could help me with This Problem and set  
me STRAIGHT. ))

(PERSONAL Remark; Sir, I am Takeing your Advice and I'm Trying  
To Straight-out my life, I'm going To All day School and I'm participat-  
ing in A Drug Counseling group To understand myself better,  
I know I never been a modest citizen but with God help  
I know I'm going To make it next time. Please excuse my spelling.

Thank you for your Time and Kind Consideration,  
I Remain respectfully yours.

EDWARD BRUGMAN #46723

Box B,

DANNEMORA, 12929, New York

JACK B. WEINSTEIN  
United States District Judge  
Federal Building  
Brooklyn, New York 11201

January 3, 1973

Barry Krinsky, Esq.  
Legal Aid Society  
225 Cadman Plaza East  
Brooklyn, New York 11201

*File* — Re: U.S.A. v. Brugman, 72-CR-919

Dear Mr. Krinsky:

I enclose a letter dated December 24, 1972  
from Edward Brugman.

Will you kindly check and see whether the  
Attorney General has designated the State institution  
for service of Mr. Brugman's federal sentence and  
if so, the present status of his case informing him  
directly of his status.

Yours truly,

~~JACK B. WEINSTEIN~~

U.S.D.J.

cc: Mr. Edward Brugman



JACK B. WEINSTEIN  
United States District Judge  
Federal Building  
Brooklyn, New York 11201

January 3, 1973

Mr. Edward Brugman #46723  
Box B  
Dannemora, New York 12929

Dear Mr. Brugman:

Thank you for your letter of December  
24th.

I am pleased to find that you are going  
to all-day school and that you are in the drug  
counseling group.

I have asked the Legal Aid Society to  
check on the service of the federal sentence and  
hope they will inform you with respect to the  
results of their inquiry soon.

With all best wishes,

Sincerely yours,

JACK B. WEINSTEIN

U.S.D.J.



TELEPHONE:  
522-3494

ASSOCIATE ATTORNEY-IN-CHARGE  
SIMON CHREIN

THE LEGAL AID SOCIETY  
CRIMINAL DEFENSE DIVISION  
FEDERAL DEFENDER SERVICES UNIT  
225 CADMAN PLAZA EAST  
BROOKLYN, N. Y. 11201  
ROOM 373

ROBERT KASANOF, ATTORNEY-IN-CHARGE

ORISON S. MADDEN 23  
Chairman of the Board  
LEON SILVERMAN President  
HAROLD H. HEALY, JR. Treasurer  
SAMUEL W. MURPHY, JR. Secretary  
EDWARD Q. CARR, JR. Attorney-In-Chief

72CR919

January 10, 1973

Mr. Edward Brugman #46723  
Box B  
Dannemora, New York 12929

Dear Mr. Brugman:

I hope this letter finds you well and continuing your efforts to straighten out your life. I think it will be good for you to further your education at the all day school that you indicated in your letter to Judge Weinstein, which was referred to me, you are attending at Dannemora. In addition, your involvement in a drug counseling unit within the prison may also provide you with a better insight into the reasons why you need to use narcotics and hopefully will aid you in your effort to cure this problem. I hope that you now realize that it is no way of life to spend your life in and out of jail.

Judge Weinstein asked me to check and see whether or not your Federal and State sentences were running concurrently. I checked with the Bureau of Prisons in Washington, D.C. and spoke to a Mr. Carlson who informed me that on November 14, 1972 the decision was made to designate the State institution where you are now incarcerated as the place of confinement for your Federal sentence and therefore, he further informed me that both your Federal and State sentences are running together. I hope this information will set your mind straight so that you can get on with your attempt to rehabilitate yourself.

Very truly yours,

DARRY KRINSKY  
Associate Attorney

DK:tt  
cc:

Honorable Jack B. Weinstein  
United States District Court, Eastern District of New York

The purpose of the Society is to render legal aid in the City of New York to persons who are without adequate means to employ other counsel.—By-laws of The Legal Aid Society.

## AFFIDAVIT OF MAILING

STATE OF NEW YORK  
COUNTY OF KINGS  
EASTERN DISTRICT OF NEW YORK, ss:

----- EVELYN COHEN -----, being duly sworn, says that on the 9th -----  
day of July, 1975 -----, I deposited in Mail Chute Drop for mailing in the  
U.S. Courthouse, Cadman Plaza East, Borough of Brooklyn, County of Kings, City and  
State of New York, a Government's Appendix -----  
of which the annexed is a true copy, contained in a securely enclosed postpaid wrapper  
directed to the person hereinafter named, at the place and address stated below:

Daniel J. Gotlin, Esq.

401 Broadway

New York, N.Y. 10013

Sworn to before me this  
9th day of July, 1975

*Olga S. Morgan*  
OLGA S. MORGAN  
Notary Public, State of New York  
No. 24-4501966  
Qualified in Kings County  
Commission Expires March 30, 1977